IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 19TH FEBRUARY 1907 / 30TH MAGHA 1928

Bail Appl..No. 855 of 2007()

CRIME NO.251/06 OF KANJIRAMKULAM POLICE STATION
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PETITIONERS:
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1. USHAS @ SYAM KUMAR,
KEELIYODU POTTAVILA VEEDU, PERUMPAZHTHOOR P.O.

2. ARUNJITH @ CHIKKU,
K.S. NIVAS, RUSSELPURAM P.O.

3. AJI R.,
PUTHUVAL PUTHEN VEEDU, KEELIYODU,
PRUMPAZHUTHOOR P.O.

4. BALU,
ALARATHALA MELE VEEDU, PERUMPAZHUTHOOR.

5. LINO V.LAL @ KUKKU,
JAYA BHAVAN, POTTAVILA, PERUMPAZHUTHOOR P.O.

BY ADV. SRI.G.SUDHEER

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/02/2007, THE COURT ON 19/02/1907 PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 855 OF 2007 B

Dated this the 19th day of February, 2007

O R D E R

Petitioners, who are accused Nos.1 to 3, 8 and 4 respectively in Crime No.251/2006 of Kanjiramkulam Police Station for offences punishable under sections 143, 147, 148, 452, 323, 324 and 326 read with section 149 IPC and section 27 of the Arms Act, 1959, seek anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. The occurrence took place at about 1.30 a.m. on 22.12.2006 involving 9 assailants, who are alleged to have attacked the husband of the de facto complainant with deadly weapons like sword, etc. causing several injuries including fracture.

4. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for interrogation and then to have their application for regular bail considered by the Magistrate concerned. Accordingly, the petitioners are directed to surrender before the Investigating Officer on any day between 22.2.2007 and 24.2.2007 for the purpose of interrogation and recovery of incriminating materials, if

any. The petitioners shall, thereafter, be produced before the Magistrate having jurisdiction on the same day. The Magistrate shall consider and dispose of the application for regular bail, if any, filed by the petitioners, preferably on the same day on which it is filed.

(V. RAMKUMAR, JUDGE)

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